



Attorney Docket No. 5051-445

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Moyer et al.
Serial No. 09/912,072
Filed: July 24, 2001
For: *IDENTIFICATION OF POINSETTIA CULTIVARS*

Group Art Unit: 1634
Examiner: M. Sheinberg
Confirmation No. 3267

Date: September 9, 2004

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

Sir:

Transmitted herewith is an AMENDMENT in the above-identified patent application.

- ☐ Applicant claims small entity status. See 37 CFR §1.27.
☒ No additional fee is required.
☐ The fee has been calculated as shown below:

| (COL. 1) | | (COL. 2) | (COL. 3) | SMALL ENTITY | | OTHER THAN A SMALL ENTITY | |
|--|----------------------------------|------------------------------------|---------------|----------------|------------|---------------------------|------------|
| | Claims Remaining After Amendment | Highest Number Previously Paid For | Present Extra | RATE | ADDIT. FEE | OR RATE | ADDIT. FEE |
| Total | 65 | 69 | = 0 | x 09= | \$ | x 18= | \$ 0.00 |
| Indep | 15 | 15 | = 0 | x 43= | \$ | x 86= | \$ |
| <input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM | | | | +145 = | \$ | +290= | \$ |
| | | | | Total Add. Fee | \$ 0.00 | OR Total | \$ 0.00 |

- * If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior Amendment or the number of claims originally filed.

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- ☐ Please charge my Deposit Account No. 50-0220 in the amount of \$_____ for _____.
- ☐ A check in the amount \$0.00 to cover the fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0220.
- ☒ Any additional filing fees required under 37 C.F.R. § 1.16 for the presentation of extra claims.
- ☒ Any patent application processing fees under 37 C.F.R. § 1.17.

Respectfully submitted,



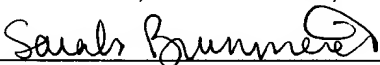
Karen A. Magri
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CERTIFICATE OF EXPRESS MAILING

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I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Sarah Brunmeier

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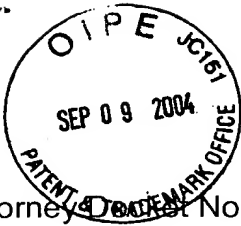
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1634/
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Sir:

Responsive to the Office Action dated March 10, 2004, it is respectfully requested that this application be reconsidered in view of the following amendments and remarks.

Amendments to the Claims are reflected in the listing of claims, which begins on page 2 of this paper.

Remarks begin on page 18 of this paper.

09/13/2004 MMEKONEN-00000052-09912072

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